

SEVENTY FOURTH DAY

NOON SESSION

Senate Chamber, Olympia, Thursday, March 28, 2013

The Senate was called to order at 12:00 noon by President Owen. No roll call was taken.

MOTION

On motion of Senator Fain, the reading of the Journal of the previous day was dispensed with and it was approved.

MOTION

There being no objection, the Senate advanced to the first order of business.

REPORTS OF STANDING COMMITTEES

March 27, 2013

HB 1006 Prime Sponsor, Representative Schmick: Removing the requirement that earnings from the Washington horse racing commission operating account be credited to the Washington horse racing commission class C purse fund account. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Baumgartner, Vice Chair; Bailey; Becker; Braun; Conway; Dammeier; Fraser; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Keiser; Kohl-Welles; Murray; Nelson, Assistant Ranking Member; Padden; Parlette; Ranker; Rivers; Schoesler and Tom.

Passed to Committee on Rules for second reading.

March 27, 2013

SHB 1021 Prime Sponsor, Committee on Judiciary: Educating parents of the harmful effects of parental abduction. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

March 27, 2013

SHB 1038 Prime Sponsor, Committee on Business & Financial Services: Requiring the department of licensing to adopt rules regarding online learning for training in cosmetology, manicuring, barbering, esthetics, and instruction. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1065 Prime Sponsor, Representative Goodman: Addressing the applicability of statutes of limitation in arbitration proceedings. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

March 27, 2013

SHB 1115 Prime Sponsor, Committee on Judiciary: Concerning the Uniform Commercial code. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass as amended. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1124 Prime Sponsor, Representative Hurst: Concerning recommendations for streamlining reporting requirements for taxes and fees on spirits. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

March 27, 2013

E2SHB 1134 Prime Sponsor, Committee on Appropriations: Authorizing state-tribal education compact schools. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Ways & Means.

March 27, 2013

SHB 1141 Prime Sponsor, Committee on Capital Budget: Establishing a water pollution control revolving loan administration charge. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Baumgartner, Vice Chair; Bailey; Becker; Braun; Conway; Dammeier; Fraser; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Keiser; Murray; Nelson, Assistant Ranking Member; Parlette; Ranker; Rivers; Schoesler and Tom.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Padden.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1148 Prime Sponsor, Representative Pedersen: Addressing dissenters' rights under the Washington business corporation act. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1173 Prime Sponsor, Representative Santos: Regarding the financial education public-private partnership. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1178 Prime Sponsor, Representative Lytton: Authorizing alternative assessments of basic skills for teacher certification. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass as amended. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1311 Prime Sponsor, Representative Chandler: Making coverage of certain maritime service elective for purposes of unemployment compensation. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hewitt; Keiser and King.

MINORITY recommendation: Do not pass. Signed by Senator Hasegawa.

Passed to Committee on Rules for second reading.

March 27, 2013

ESHB 1336 Prime Sponsor, Committee on Education: Increasing the capacity of school districts to recognize and respond to troubled youth. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass as amended. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Ways & Means.

March 27, 2013

SHB 1352 Prime Sponsor, Committee on Public Safety: Addressing the statute of limitations for sexual abuse against a child. Reported by Committee on Law & Justice

MAJORITY recommendation: Do pass. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

March 27, 2013

EHB 1394 Prime Sponsor, Representative Reykdal: Changing the employment security department's settlement authority. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

March 27, 2013

EHB 1396 Prime Sponsor, Representative Manweller: Changing the unemployment insurance shared work program by adopting short-time compensation provisions in the federal middle class tax relief and job creation act of 2012. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1442 Prime Sponsor, Representative Schmick: Providing increased access to parimutuel satellite locations in counties with a population exceeding one million. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1468 Prime Sponsor, Representative Sells: Modifying payment methods on certain claimants' benefits. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1469 Prime Sponsor, Representative Schmick: Addressing industrial insurance for horse racing employment. Reported by Committee on Commerce & Labor

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MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

MINORITY recommendation: Do not pass. Signed by Senators Dammeier, Vice Chair; Brown; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

March 27, 2013

EHB 1470 Prime Sponsor, Representative Ormsby: Addressing the recommendations of the vocational rehabilitation subcommittee for workers' compensation. Reported by Committee on Commerce & Labor

SHB 1635 Prime Sponsor, Committee on Appropriations: Concerning disproportionate share hospital adjustments. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

MAJORITY recommendation: Do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Baumgartner, Vice Chair; Bailey; Becker; Braun; Conway; Dammeier; Fraser; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Keiser; Kohl-Welles; Murray; Nelson, Assistant Ranking Member; Padden; Parlette; Ranker; Rivers; Schoesler and Tom.

Passed to Committee on Rules for second reading.

Passed to Committee on Rules for second reading.

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E2SHB 1526 Prime Sponsor, Committee on Appropriations Subcommittee on Education: Creating a pilot project to increase enrollment of underrepresented students in the running start program. Reported by Committee on Early Learning & K-12 Education

HB 1684 Prime Sponsor, Representative Reykdal: Defining suitable work to include a minimum age requirement. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass as amended. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rolfes, Assistant Ranking Member.

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa and Keiser.

MINORITY recommendation: Do not pass. Signed by Senator Brown.

Passed to Committee on Rules for second reading.

Passed to Committee on Ways & Means.

March 27, 2013

SHB 1812 Prime Sponsor, Committee on Appropriations Subcommittee on Education: Extending the time frame for making expenditures under the urban school turnaround initiative. Reported by Committee on Early Learning & K-12 Education

March 27, 2013

SHB 1541 Prime Sponsor, Committee on Health Care & Wellness: Expanding the types of medications that a public or private school employee may administer to include nasal spray. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: Do pass. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

MAJORITY recommendation: Do pass as amended. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

MINORITY recommendation: That it be referred without recommendation. Signed by Senator Rivers.

March 27, 2013

HB 1863 Prime Sponsor, Representative Stonier: Allowing the department of labor and industries to provide information about certain scholarships. Reported by Committee on Commerce & Labor

Passed to Committee on Rules for second reading.

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt; Keiser and King.

March 27, 2013

ESHB 1633 Prime Sponsor, Committee on Capital Budget: Modifying school district bidding requirements for improvement and repair projects. Reported by Committee on Early Learning & K-12 Education

Passed to Committee on Rules for second reading.

MAJORITY recommendation: Do pass as amended. Signed by Senators Litzow, Chair; Billig; Cleveland; Fain; Hill; McAuliffe, Ranking Member and Mullet.

March 27, 2013

SHB 1889 Prime Sponsor, Committee on Appropriations Subcommittee on General Government: Concerning the fruit and vegetable district fund. Reported by Committee on Ways & Means

MAJORITY recommendation: Do pass. Signed by Senators Hill, Chair; Honeyford, Capital Budget Chair; Baumgartner, Vice Chair; Bailey; Becker; Braun; Conway; Dammeier; Fraser; Hargrove, Ranking Member; Hasegawa; Hatfield; Hewitt; Keiser; Kohl-Welles; Murray; Nelson, Assistant Ranking Member; Padden; Parlette; Ranker; Rivers; Schoesler and Tom.

Passed to Committee on Rules for second reading.

March 27, 2013

HB 1903 Prime Sponsor, Representative Fitzgibbon: Providing unemployment insurance benefit charging relief for part-time employers who continue to employ a claimant on a part-time basis and the claimant qualified for two consecutive claims with wages attributable to at least one employer who employed the claimant in both base years. Reported by Committee on Commerce & Labor

MAJORITY recommendation: Do pass. Signed by Senators Holmquist Newbry, Chair; Braun, Vice Chair; Conway, Ranking Member; Hasegawa; Hewitt and King.

Passed to Committee on Rules for second reading.

REPORTS OF STANDING COMMITTEES GUBERNATORIAL APPOINTMENTS

March 27, 2013

SGA 9077 ARIELE BELO, reappointed on October 11, 2011, for the term ending July 1, 2016, as Member of the Board of Trustees for the Center of Childhood Deafness and Hearing Loss. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

March 27, 2013

SGA 9085 JUNE CANTY, reappointed on July 19, 2010, for the term ending June 30, 2014, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

March 27, 2013

SGA 9104 JOHN GLENN, appointed on August 17, 2011, for the term ending July 1, 2016, as Member of the State School for the Blind Board of Trustees. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe,

Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

March 27, 2013

SGA 9112 LESTER T HERNDON, appointed on July 26, 2012, for the term ending June 30, 2015, as Member of the Professional Educator Standards Board. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

March 27, 2013

SGA 9119 STEPHEN J HUNT, appointed on March 6, 2012, for the term ending June 17, 2014, as Member of the Human Rights Commission. Reported by Committee on Law & Justice

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

March 27, 2013

SGA 9129 JAMES L KEMP, reappointed on July 2, 2012, for the term ending July 1, 2017, as Member of the State School for the Blind Board of Trustees. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe, Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

Passed to Committee on Rules for second reading.

March 27, 2013

SGA 9131 KATHLEEN M KYLE, appointed on November 28, 2012, for the term ending August 2, 2015, as Member of the Sentencing Guidelines Commission. Reported by Committee on Law & Justice

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Padden, Chair; Darneille; Kline, Ranking Member; Kohl-Welles; Pearson and Roach.

Passed to Committee on Rules for second reading.

March 27, 2013

SGA 9139 KRISTINA MAYER, reappointed on November 8, 2011, for the term ending January 30, 2015, as Member of the State Board of Education. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation: That said appointment be confirmed. Signed by Senators Litzow, Chair; Dammeier, Vice Chair; Billig; Brown; Cleveland; Fain; Hill; McAuliffe,

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Ranking Member; Mullet; Rivers; Rolfes, Assistant Ranking Member.

By Senators Fraser, Hatfield, Eide, Hargrove, Braun, and Keiser

Passed to Committee on Rules for second reading.

MOTION

On motion of Fain, all measures listed on the Standing Committee report were referred to the committees as designated with the exception of Substitute House Bill No. 1812 which was referred to the Committee on Ways & Means.

MOTION

On motion of Senator Fain, the Senate advanced to the fourth order of business.

MESSAGE FROM THE HOUSE

March 27, 2013

MR. PRESIDENT:

The Speaker has signed

ENGROSSED SECOND SUBSTITUTE SENATE BILL NO. 5802,

and the same is herewith transmitted.

BARBARA BAKER, Chief Clerk

MOTION

On motion of Senator Fain, the Senate advanced to the fifth order of business.

INTRODUCTION AND FIRST READING

SB 5887 by Senators Rivers, Tom and Litzow

AN ACT Relating to the medical use of cannabis; amending RCW 69.51A.010, 69.51A.020, 69.51A.030, 69.51A.040, 69.51A.047, 69.51A.055, 69.51A.060, 69.51A.085, and 69.51A.140; adding new sections to chapter 69.51A RCW; adding a new section to chapter 82.08 RCW; adding a new section to chapter 82.12 RCW; repealing RCW 69.51A.043; prescribing penalties; providing an effective date; and providing a contingent effective date.

Referred to Committee on Ways & Means.

MOTION

On motion of Senator Fain, the measure listed on the Introduction and First Reading report was referred to the committee as designated.

MOTION

On motion of Senator Fain, the Senate advanced to the eighth order of business.

MOTION

Senator Fraser moved adoption of the following resolution:

SENATE RESOLUTION
8645

WHEREAS, In 1963, a group of courageous and committed families, concerned about the lack of community-based alternatives to placement in state institutions for their children with disabilities, joined together and formed the Lower Puget Sound Development Center; and

WHEREAS, One year later, the Lower Puget Sound Development Center joined with three other local organizations and formed Morningside with the purpose of advancing the employment and self-sufficiency of persons with disabilities; and

WHEREAS, Over fifty years Morningside's employment services have evolved - from assisting clients to produce arts and crafts, to providing business services to the public and private sector, and helping persons with disabilities secure and maintain employment - always with belief that work is important to a fulfilling life and that inclusiveness strengthens and enriches our communities; and

WHEREAS, Morningside now reaches beyond the South Sound, serving hundreds of clients in five counties in Southwest Washington and the Olympic Peninsula, working to ensure that Washingtonians with disabilities are integrated into our communities, and giving them the opportunity for work and to contribute to our state; and

WHEREAS, Morningside today has 85 employees whose goal remains the same as the goal of those who founded the organization - to provide innovative, caring, and successful employment services to persons with disabilities; and

WHEREAS, Morningside has demonstrated success in partnering with businesses, school districts, and state and local government to create employment opportunities for persons with disabilities, as reflected by the best supported employment outcomes in the state;

NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate congratulate Morningside, its employees, clients, and volunteers on the organization's fiftieth anniversary and its contributions to enriching the lives of persons with disabilities in Washington; and

BE IT FURTHER RESOLVED, That copies of this resolution be transmitted by the Secretary of the Senate to Jim Larson, President and Chief Executive Officer of Morningside, and to Kris Tefft, Chair of the Morningside Board of Trustees.

Senator Fraser spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8645.

The motion by Senator Fraser carried and the resolution was adopted by voice vote.

INTRODUCTION OF SPECIAL GUESTS

The President introduced representatives of the Morningside Community Rehabilitation Program: Mr. Jim Larson, President and Chief Executive Officer; and volunteer members of the Board of Trustees, Mr. Kris Tefft, Board Chair, and Mr. Tom Hoemann, who were seated in the gallery.

MOTION

At 12:06 p.m., on motion of Senator Fain, the Senate adjourned until 10:00 a.m. Friday, March 29, 2013.

BRAD OWEN, President of the Senate

HUNTER GOODMAN, Secretary of the Senate

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